SOUTH DAKOTA JOINT BOARD OF NURSING AND MEDICAL AND OSTEOPATHIC EXAMINERS

IN THE MATTER OF THE LICENSURE PROCEEDINGS

RE: JAMES S. MCNEELY, RN, CNP

License No. CP-000082,
Licensee.

LETTER OF REPRIMAND WITH REMEDIATION

TO: James S. McNeely
112 Washington Ave.
P.O. Box 493
Murdo, SD 57559

The South Dakota Board of Nursing ("Board") met in Sioux Falls, South Dakota, for its regular meeting on September 12, 2014. At that meeting the Board was advised of the informal meeting which was held between you and Board of Nursing and Board of Medical and Osteopathic Examiner staff on July 14, 2014, regarding a complaint that was brought against you alleging improper prescribing of controlled substances for patients.

Based on the information provided to the Board, the Board has determined that your conduct is in violation of SDCL § 36-9A-13.1(4) in that you failed to recognize the limits of expertise in planning for a situation and consulting with or referring clients to
other health care providers as appropriate for proper pain management. The Board recommended a Letter of Reprimand with Remediation to be issued.

The above finding and recommendation was then presented to the Investigative Review Panel for the South Dakota Board of Medical and Osteopathic Examiners for consideration, at which time the Investigative Review Panel for the Board of Medical and Osteopathic Examiners concurred with the Board of Nursing’s action. Therefore, the Joint Board of Nursing and Medical and Osteopathic Examiners according to the disciplinary procedures outlined in ARSD 20:62:06, issue this Letter of Reprimand and completion of the following Remediation:

The Licensee shall provide evidence to the Joint Board of having enrolled in an approved graduate level education activity in pain management by January 5, 2016 and shall provide evidence of completing the approved education activity by June 1, 2016.

Failure to complete the education activity by June 1, 2016 may result in further action by the Joint Board, which may include suspension of your privilege to write prescriptions for controlled drugs.

This final action is reportable discipline and will be published in the Board’s newsletter, posted on its website, and reported into the National Practitioner Data Bank (NPDB) as required by law. As this is a reportable discipline, you are required to provide an affirmative response to inquiries of disciplinary action on further renewals and other nursing related inquiries.
Dated this 16th day of September, 2015.

SOUTH DAKOTA BOARD OF NURSING

Gloria Damgaard, RN, MS
Executive Director

Dated this 16th day of September, 2015.

SOUTH DAKOTA BOARD OF MEDICAL AND OSTEOPATHIC EXAMINERS

Margaret Hansen
Executive Director